

LEWIS  
ANDROCA  
LLP

L A W Y E R S

E-Filed on 10/30/07

3993 Howard Hughes Parkway, Suite 600  
Las Vegas, NV 89169-5996  
Facsimile (702) 949-8321  
Telephone (702) 949-8320

40 North Central Avenue, Suite 1900  
Phoenix, Arizona 85004-4429  
Facsimile (602) 734-3824  
Telephone (602) 262-5756

Susan M. Freeman AZ State Bar No. 004199  
Email: sfreeman@lrlaw.com  
Rob Charles NV State Bar No. 006593  
Email: rcharles@lrlaw.com

Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE  
COMPANY,

USA CAPITAL REALTY ADVISORS,  
LLC,

USA CAPITAL DIVERSIFIED TRUST  
DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED  
FUND, LLC,

USA SECURITIES, LLC,  
Debtors.

Case No. BK-S-06-10725-LBR  
Case No. BK-S-06-10726-LBR  
Case No. BK-S-06-10727-LBR  
Case No. BK-S-06-10728-LBR  
Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No.  
BK-S-06-10725 LBR

**STATUS AND AGENDA FOR  
NOVEMBER 2, 2007 HEARINGS**

Date of Hearing: November 2, 2007  
Time of Hearing: 9:30 a.m.

**Affects:**

- ☒ All Debtors  
☐ USA Commercial Mortgage Company  
☐ USA Capital Realty Advisors, LLC  
☐ USA Capital Diversified Trust Deed Fund, LLC  
☐ USA Capital First Trust Deed Fund, LLC  
☐ USA Securities, LLC

**9:30 a.m.**

1. **USACM Liquidating Trust's Motion to Classify Claims Filed by Pecos Professional Park Limited Partnership in Plan Class A-7, and Reservation of Counterclaims and Objections** Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST (CHARLES, ROB) (Entered: 03/13/2007) [DE 3081]

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**Opposition Filed:** Opposition Filed by JEFFREY R. SYLVESTER on behalf of  
04/19/2007 PECOS PROFESSIONAL PARK, LLC [DE 3494]  
**Status:** Hearing rescheduled from 4/26/2007; 6/15/2007; and 9/28/2007  
Counsel for the USACM Liquidating Trust filed a Motion for  
Summary Judgment at DE 5122 and 5123. This hearing may be  
vacated or continued to the hearing on the MSJ, if any.

2. **Objection to Claim 10725-00218 of The Sandler Living Trust in the  
amount of \$25,000.00 with Certificate of Service Filed as Secured and in Wrong  
Debtor's Case; Objection of DTDF to Proposed Allowance of Claim** filed by ROB  
CHARLES on behalf of USACM LIQUIDATING TRUST [DE 4815]

**Opposition Filed:** None  
**Status:** Counsel for the USACM Liquidity Trust will submit a form of  
order granting the objection.

3. Adv. 6-1256, USA COMMERCIAL MORTGAGE COMPANY et al v.  
REALE et al **Motion to Strike Jury Demand; Memorandum of Points and Authorities**  
Filed by ANNE M. LORADITCH on behalf of OFFICIAL COMMITTEE OF EQUITY  
SECURITY HOLDERS OF USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC  
[DE 274]

**Related Filings:** Ex Parte Motion for Order Shortening Time *for Motion to Strike*  
5/10/2007 *Jury Demand; Memorandum of Points and Authorities* Filed by  
ANNE M. LORADITCH on behalf of USA CAPITAL  
DIVERSIFIED TRUST DEED FUND, LLC [DE 275].

5/15/2007 Order Granting Ex Parte Application for Order Shortening Time  
for Hearing on Motion to Strike Jury Demand [DE 290]

**Opposition Filed:** Opposition *TO PLAINTIFF USA CAPITAL DIVERSIFIED*  
5/22/2007 *TRUST DEED FUND, LLC'S MOTION TO STRIKE JURY*  
*DEMAND* Filed by PETER W. GUYON on behalf of BOB  
ALUM, FRANK J. BELMONTE, JR., JEAN JACQUES  
BERTHELOT, GARY BRENNAN, WILLIAM F ERRINGTON,  
HARV GASTALDI, GREAT WHITE INVESTMENTS, NV,  
INC., VINCENT GREEN, JAYEM FAMILY LTD  
PARTNERSHIP, AIMEE KEARNS, KLAUS KOPF, ARLENE

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KRAUS, BERNARD KRAUS, JOSEPH B. LAFAYETTE, JASON G LANDESS, SVEN LEVIN, JACQUES M. MASSA, Betty Phenix, R&N REAL ESTATE INVESTMENTS, R.G.T. MILLER (TRUSTEE), DENNIS F. SIPIORSKI, DAVID STIBOR, KENNETH TRECHT, ROBERT J. VERCHOTA, STEVE WALTERS, RUSSELL J. ZUARDO [DE 323]

**Joinder Filed:** 5/23/2007 Joinder with Certificate of Service Filed by CRAIG ORROCK [DE 332]

**Reply Filed:** 5/29/2007 Reply *in Support of Motion to Strike Jury Demand* Filed by ANNE M. LORADITCH on behalf of USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC [DE 341]

**Status** Hearing rescheduled from 5/31/2007; 6/22/2007; 7/25/2007; 8/23/2007; and 9/28/2007. The USACM Liquidating Trust is not a party to this matter.

4. **Objection to Claim 1366 of Los Valles Land & Golf LLC** filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3076]

**Opposition Filed:** None

**Related Filing:** 3/13/2007 Declaration Of: Edward M. Burr *in Support of USACM Liquidating Trust Objections to Proofs of Claim and Motions to Classify Claims* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3082].

**Stipulation Filed:** 4/18/2007 Stipulation By USACM LIQUIDATING TRUST and Between Los Valles Land & Golf LLC *Continuing Hearing on Objections to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3484]

**Related Filing:** 4/24/2007 Order Approving Stipulation to Continue the Hearing on Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC [DE 3529]

**Stipulation Filed:** 5/30/2007 Stipulation By USACM LIQUIDATING TRUST and Between Los Valles Land & Golf LLC *Stipulation Continuing Hearing on Objections to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB CHARLES on behalf of USACM LIQUIDATING TRUST [DE 3838]

**Related Filing:** Order Approving Stipulation to Continue the Hearing on

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1 5/30/2007 Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC  
2 [DE 3846]  
3 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between  
4 7/10/2007 Los Valles Land & Golf LLC *Continuing Hearing on Objections*  
5 *to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB  
6 CHARLES on behalf of USACM LIQUIDATING TRUST [DE  
7 4146]  
8 **Related Filing:** Order Approving Stipulation to Continue the Hearing on  
9 7/12/2007 Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC  
10 [DE 4152]  
11 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between  
12 10/04/2007 Los Valles Land & Golf LLC *Continuing Hearing on Objections*  
13 *to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB  
14 CHARLES on behalf of USACM LIQUIDATING TRUST [DE  
15 4933]  
16 **Related Filing:** Order Approving Stipulation to Continue the Hearing on  
17 10/11/2007 Objections to Claim 1366 of Los Valles Land Gold, LLC [DE  
18 4972]  
19 **Status:** Hearing rescheduled from 4/26/2007; 6/15/2007; 7/27/2007 and  
20 10/15/2007.  
21 A stipulation to continue the hearing to November 16, 2007 is  
22 being circulated.

23 5. **Omnibus Objection to Claim of Claimants on Exhibit A in the amount**  
24 **of (*Eighteenth Omnibus Objection*)** filed by ROB CHARLES on behalf of USACM  
25 LIQUIDATING TRUST [DE 3168] as it pertains to Los Valles Land and Golf.

26 **Opposition Filed:** None

**Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between  
4/18/2007 Los Valles Land & Golf LLC *Continuing Hearing on Objections*  
*to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB  
CHARLES on behalf of USACM LIQUIDATING TRUST [DE  
3484]

**Related Filing:** Order Approving Stipulation to Continue the Hearing on  
4/24/2007 Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC  
[DE 3529]

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1 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between  
2 5/30/2007 Los Valles Land & Golf LLC *Stipulation Continuing Hearing on*  
3 *Objections to Claim 1366 of Los Valles Land & Golf LLC* Filed  
4 by ROB CHARLES on behalf of USACM LIQUIDATING  
TRUST [DE 3838]

5 **Related Filing:** Order Approving Stipulation to Continue the Hearing on  
6 5/30/2007 Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC  
[DE 3846]

7 6/29/2007 Order Sustaining Eighteenth Omnibus Objection of the USACM  
8 LIQUIDATING TRUST to Claims Asserting Secured Status [DE  
4093]

9 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between  
10 7/10/2007 Los Valles Land & Golf LLC *Continuing Hearing on Objections*  
11 *to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB  
CHARLES on behalf of USACM LIQUIDATING TRUST [DE  
4146]

12 7/12/2007 Order Approving Stipulation to Continue the Hearing on  
13 Objections to Claim 1366 of LOS VALLES LAND & GOLF LLC  
[DE 4151]

14 **Stipulation Filed:** Stipulation By USACM LIQUIDATING TRUST and Between  
15 10/04/2007 Los Valles Land & Golf LLC *Continuing Hearing on Objections*  
16 *to Claim 1366 of Los Valles Land & Golf LLC* Filed by ROB  
17 CHARLES on behalf of USACM LIQUIDATING TRUST [DE  
4933]

18 **Related Filing:** Order Approving Stipulation to Continue the Hearing on  
19 10/11/2007 Objections to Claim 1366 of Los Valles Land Gold, LLC [DE  
4972]

20 **Status:** Hearing rescheduled from 4/26/2007; 6/15/2007; 7/27/2007 and  
21 10/15/2007.  
22 Counsel is circulating a stipulation to continue the hearing to  
23 November 16, 2007.  
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DATED: October 30, 2007.

**LEWIS AND ROCA LLP**

By: /s/ Rob Charles (#6593)

Susan M. Freeman, AZ 4199 (*pro hac vice*)

Rob Charles, NV 6593

3993 Howard Hughes Parkway, Suite 600

Las Vegas, Nevada 89169-5996

Facsimile (702) 949-8321

Telephone (702) 949-8320

Counsel for USACM Liquidating Trust